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13 *and Richard Snyder*

14 **UNITED STATES DISTRICT COURT**

15 **DISTRICT OF NEVADA**

16 JOHN QUINTERO,
17 Plaintiff,
18 vs.
19 ROMEO ARANAS, et al.,
20 Defendants.

Case No. 3:17-cv-00066-MMD-CLB

21 **DEFENDANTS' MOTION FOR
22 ENLARGEMENT OF TIME TO
23 RESPOND TO PLAINTIFF'S
24 INTERROGATORIES, REQUEST FOR
25 ADMISSIONS, AND REQUEST FOR
26 PRODUCTION OF DOCUMENTS
(First Request)**

27 Defendant, Isidro Baca, James Dzurenda, E.K. McDaniel and Richard Snyder by
28 and through counsel, Aaron D. Ford, Attorney General of the State of Nevada, and Harry
B. Ward, Deputy Attorney General, hereby moves this Honorable Court for an
enlargement of time to respond to Plaintiff's interrogatories, request for admissions, and
second and third sets of request for production of documents.

29 **MEMORANDUM OF POINTS AND AUTHORITIES**

30 **I. RELEVANT PROCEDURAL HISTORY**

31 This case is a *pro se* civil rights action pursuant to 42 U.S.C. §1983. (ECF No. 9 at
32 1.) Plaintiff, John Quintero (Plaintiff), is an inmate in the lawful custody of the Nevada
33 Department of Corrections (NDOC". (*Id.*) Plaintiff sues various NDOC employees and
34 alleges they violate his rights under the First, Eighth, and Fourteenth Amendments to
35 the U.S. Constitution. (*Id.* at 3-22.)

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1 **II. LEGAL AUTHORITIES**

2 Federal Rule of Civil Procedure 6(b)(1) governs extensions of time and
3 provides as follows:

4 When an act may or must be done within a specified time, the court
5 may, for good cause, extend the time: (A) with or without motion or
6 notice if the court acts, or if a request is made, before the original time or
its extension expires; or (B) on motion made after the time has expired if
the party failed to act because of excusable neglect.

7

8 **III. ARGUMENT**

9 Defendants respectfully request a thirty (30) day extension of time out from the
10 current deadline of December 2, 2019, to serve responses to Plaintiff's discovery requests
11 to Defendants.

12 Due to the volume of information and documents requested, Defendants cannot
13 timely answer Plaintiff's interrogatories, request for admissions, and request for
14 production of documents. Defendants make this request in good faith, not for the purpose
15 of unnecessary delay, and Defendants do not believe Plaintiff will be unduly prejudiced by
16 the requested enlargement.

17 Additionally, the undersigned has been working with the staff in the Office of the
18 Attorney General in an effort to meet the deadline, but unfortunately is unable to meet
19 the deadline. Defendants submit there is good cause allowing Defendants an additional
20 30 days to respond to the Plaintiff's discovery requests to ensure accurate and adequate
21 response to the discovery. Accordingly, Defendants respectfully requests this Court allow
22 Defendants up to and including Thursday, January 2, 2020, to answer Plaintiff's
23 interrogatories, request for admissions, and second set of request for production of
24 documents.

25 **IV. CONCLUSION**

26 Wherefore, Defendant submits that there is good cause for the extension of
27 additional time in which to respond to the discovery request. This request for an
28 extension of time is made in good faith and not for the purpose of undue delay.

1 Defendants respectfully requests this Court allow Defendants up to and including
2 Thursday, January 2, 2020, to answer Plaintiff's interrogatories, request for admissions,
3 and second set of request for production of documents.

4 Dated this 2nd day of December, 2019.

5 AARON D. FORD
6 Attorney General

7 By: /s/Harry B. Ward
8 HARRY B. WARD, Bar No. 11317
Deputy Attorney General

9 *Attorneys for Defendants*

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11
12 IT IS SO ORDERED
13 
14 U.S. MAGISTRATE JUDGE
15 DATED: 12/3/2019

CERTIFICATE OF SERVICE

I certify that I am an employee of the Office of the Attorney General, State of Nevada, and that on this 2nd day of December, 2019, I caused to be served a copy of the foregoing, **DEFENDANTS' MOTION FOR ENLARGEMENT OF TIME TO RESPOND TO PLAINTIFF'S INTERROGATORIES, REQUEST FOR ADMISSIONS, AND REQUEST FOR PRODUCTION OF DOCUMENTS (First Request)**, by U.S. District Court CM/ECF Electronic Filing to:

JOHN QUINTERO #93782
NORTHERN NEVADA CORRECTIONAL CENTER
C/O NNCC
P.O. BOX 7000
CARSON CITY, NV 89701
nnccclawlibrary@doc.nv.gov

/s/ Perla M. Hernandez
An employee of the
Office of the Attorney General